

By: Representatives Read, Martinson,
Broomfield, Brown, Davis, Denny, Huddleston,
Middleton, Miles, Weathersby

To: Appropriations

HOUSE BILL NO. 1589
(As Sent to Governor)

1 AN ACT APPROVING THE EXPENDITURE OF SPECIAL FUNDS FOR THE
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE PEARL RIVER VALLEY WATER
3 SUPPLY DISTRICT FOR THE FISCAL YEAR 2007.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** The following sum, or so much thereof as may be
6 necessary, is hereby authorized and approved for expenditure out
7 of any funds which are received by or otherwise become available
8 to the Pearl River Valley Water Supply District, for the purpose
9 of defraying the expenses of the district for the fiscal year
10 beginning July 1, 2006, and ending June 30, 2007.....
11 \$ 15,243,108.00.

12 **SECTION 2.** Of the funds appropriated under the provisions of
13 Section 1, not more than the amounts set forth below shall be
14 expended for the respective major objects or purposes of
15 expenditure:

16 MAJOR OBJECTS OF EXPENDITURE:

17 Personal Services:

18	Salaries, Wages and Fringe Benefits..	\$	4,739,038.00
19	Travel and Subsistence.....		60,000.00
20	Contractual Services.....		2,820,570.00
21	Commodities.....		746,500.00
22	Capital Outlay:		
23	Other Than Equipment.....		5,550,000.00
24	Equipment.....		495,000.00
25	Subsidies, Loans and Grants.....		<u>832,000.00</u>
26	Total.....	\$	15,243,108.00

27 AUTHORIZED POSITIONS:

28	Permanent:	Full Time.....	104
29		Part Time.....	8
30	Time-Limited:	Full Time.....	1
31		Part Time.....	0

32 Funds are provided herein to adjust the Variable Compensation
33 Plan to ensure that all full-time employees receive a pay increase
34 equal to the realignment component of the Variable Compensation
35 Plan or Fifteen Hundred Dollars (\$1,500.00), whichever is greater,
36 with not more than one-half (1/2) to be awarded on July 1, 2006,
37 with the remainder to be awarded on January 1, 2007.

38 With the funds herein appropriated, it is the intention of
39 the Legislature that it shall be the agency's responsibility to
40 make certain that funds required to be appropriated for "Personal
41 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
42 funds appropriated for that purpose, unless programs or positions
43 are added to the agency's Fiscal Year 2008 budget by the
44 Mississippi Legislature. Based on data provided by the
45 Legislative Budget Office, the State Personnel Board shall
46 determine and publish the projected annual cost to fully fund all
47 appropriated positions in compliance with the provisions of this
48 act. It shall be the responsibility of the agency head to insure
49 that no single personnel action increases this projected annual
50 cost and/or the Fiscal Year 2007 appropriation for "Personal
51 Services" when annualized, with the exception of escalated funds.
52 If, at the time the agency takes any action to change "Personal
53 Services," the State Personnel Board determines that the agency
54 has taken an action which would cause the agency to exceed this
55 projected annual cost or the Fiscal Year 2007 "Personal Services"
56 appropriated level, when annualized, then only those actions which
57 reduce the projected annual cost and/or the appropriation
58 requirement will be processed by the State Personnel Board until
59 such time as the requirements of this provision are met.

60 Any transfers or escalations shall be made in accordance with
61 the terms, conditions and procedures established by law or
62 allowable under the terms set forth within this act. The State
63 Personnel Board shall not escalate positions without written
64 approval from the Department of Finance and Administration. The
65 Department of Finance and Administration shall not provide written
66 approval to escalate any funds for salaries and/or positions
67 without proof of availability of new or additional funds above the
68 appropriated level.

69 No general funds authorized to be expended herein shall be
70 used to replace federal funds and/or other special funds which are
71 being used for salaries authorized under the provisions of this
72 act and which are withdrawn and no longer available.

73 With the funds herein appropriated, funds are included and
74 authorized in the Salaries, Wages and Fringe Benefits major object
75 of expenditure to pay "call back pay" in lieu of "compensatory
76 time credit," at the discretion of the Director of the Pearl River
77 Valley Water Supply District, to any employee who must work on a
78 statutory holiday or any holiday proclaimed by the Governor.

79 **SECTION 3.** It is the intention of the Legislature that the
80 Pearl River Valley Water Supply District shall maintain complete
81 accounting and personnel records related to the expenditure of all
82 funds appropriated under this act and that such records shall be
83 in the same format and level of detail as maintained for Fiscal
84 Year 2006. It is further the intention of the Legislature that
85 the agency's budget request for Fiscal Year 2008 shall be
86 submitted to the Joint Legislative Budget Committee in a format
87 and level of detail comparable to the format and level of detail
88 provided during the Fiscal Year 2007 budget request process.

89 **SECTION 4.** It is the intention of the Legislature that
90 whenever two (2) or more bids are received by this agency for the
91 purchase of commodities or equipment, and whenever all things
92 stated in such received bids are equal with respect to price,

93 quality and service, the Mississippi Industries for the Blind
94 shall be given preference. A similar preference shall be given to
95 the Mississippi Industries for the Blind whenever purchases are
96 made without competitive bids.

97 **SECTION 5.** The funds herein approved for expenditure, except
98 and less an amount approved by the State Fiscal Officer which
99 shall be sufficient to cover disbursements for current operations,
100 shall be deposited at interest with any official depository of the
101 state at a rate of interest numerically not less than one percent
102 (1%) below the bank discount rate on United States Treasury bills
103 of comparable maturity as determined by the State Treasurer.

104 **SECTION 6.** The Pearl River Valley Water Supply District is
105 authorized to expend any federal or state funds to repair damage
106 caused by Hurricane Katrina on the shoreline located between the
107 Bob Anthony Parkway and the causeway on either public or private
108 property.

109 **SECTION 7.** The money herein approved for expenditure shall
110 be disbursed upon bank checks signed by the proper person, officer
111 or officers, in the manner provided by law or in accordance with
112 the provisions of a valid trust indenture.

113 **SECTION 8.** This act shall take effect and be in force from
114 and after July 1, 2006.